

No. 9199-4Lab-75/25162.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Forth A Asbestos (P) Ltd., Bahadurgarh.

BEFORE SHRI MOHAN LAL, JAIN, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 64 of 1974

between

SHRI HARI SINGH I AND THE MANAGEMENT OF M/S FORTH A ASBESTOS (P)
LTD., BAHADURGARH.

Present:—

Shri Rajinder Singh, for the workman.

Nemo, for the management.

AWARD

By order No. ID/RK/350-A-74/31143-47, dated 11th September, 1974 of the Governor of Haryana the following dispute between the management of M/s Forth A Asbestos (P) Ltd., Bahadurgarh and its workman Shri Hari Singh was referred for adjudication to this court, in exercise of the powers conferred by clause (c) of sub-section (i) of Section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Hari Singh I was justified and in order? If not, to what relief is he entitled?

Notice of the reference having been sent to the parties, Shri Rajinder Singh representative for the workman appeared on 20th December, 1974 and filed the statement of claim on behalf of the workman. None having appeared for the management on this date, despite service of the notice, *ex parte* proceedings were taken against them.

The workman was directed to adduce his *ex parte* evidence in support of the statement of claim filed by him on 11th February, 1975. Shri Rajinder Singh appearing for the workman on this date prayed for an adjournment to adduce his *ex parte* evidence with the result that the case was adjourned to 3rd April, 1975 on his request.

Neither the workman nor any of his witnesses was present even on 3rd April, 1975 and on a request made by his representative for adjournment to produce *ex parte* evidence, the case was again adjourned to 7th May, 1975.

Shri O. P. Sharma my learned predecessor having cancelled his tour to Bahadurgarh on 7th May, 1975 for some reasons, the case was fixed for today with an intimation to that effect to the workman.

Shri Rajinder Singh representative for the workman is present before me today. He has made a statement that the workman could not be available despite best efforts made by him in this connection and that he under the circumstances has to unavoidably withdraw the demand made by the workman on the management and subsequently referred to this court for adjudication by the Governor of Haryana.

It would appear that neither the management nor the workman is interested in pursuing their case, so much so, a statement has been made on behalf of the workman in respect of the withdrawal of the demand.

I, as such, hold that there is now no dispute between the parties requiring adjudication. I, in consequences, return a no-dispute award with no order as to costs.

MOHAN LAL JAIN,

Dated 6th August, 1975.

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 1826, dated 6th August, 1975.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,

Presiding Officer,
Labour Court, Haryana,
Rohtak.